

**CHAPTER NO. 203**

**SENATE BILL NO. 500**

**By Henry, McNally**

**Substituted for: House Bill No. 962**

**By Fitzhugh**

AN ACT to amend Tennessee Code Annotated, Section 8-36-714 and Title 8, Chapter 36, Part 8, relative to reemployment after retirement.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 8-36-801(a), is amended by deleting the same in its entirety and by substituting instead the following:

(a) Except as provided in this part, any retired member of the Tennessee consolidated retirement system, or of any superseded system, or of any local retirement fund established pursuant to Chapter 35, Part 3 of this title who accepts employment in a position covered by the Tennessee consolidated retirement system shall, as a condition of such employment, cease to draw the member's retirement allowance during the period of the employment.

SECTION 2. Tennessee Code Annotated, Section 8-36-805(1), is amended by deleting the same in its entirety and by substituting instead the following:

(1) During a twelve-month period, that person does not work more than one hundred twenty (120) days or the equivalent thereof; or if employed as a teacher by an institution of higher learning, twenty-four (24) quarter credit hours or eighteen (18) semester credit hours;

SECTION 3. Tennessee Code Annotated, Section 8-36-805(2), is amended by deleting the words and figures "one half ( $\frac{1}{2}$ )" and by substituting instead the words and figures "sixty percent (60%)".

SECTION 4. Tennessee Code Annotated, Section 8-36-805(3), is amended by deleting the words and figures "one hundred (100)" and by substituting instead the words and figures "one hundred twenty (120)".

SECTION 5. Tennessee Code Annotated, Section 8-36-714(b), is amended by deleting the first sentence thereof in its entirety and by substituting instead the following:

Notwithstanding any other law to the contrary, any former president receiving compensation or remuneration for holding the emeritus title pursuant to this section shall be eligible to continue drawing such person's retirement allowance; provided, the former president does not work and is not compensated for more than one hundred twenty (120) days or the equivalent thereof during the one-year appointment, or, if working as a teacher, for more than twenty-four (24) quarter credit hours or eighteen (18) semester credit hours during the one-year appointment.

SECTION 6. Tennessee Code Annotated, Section 8-36-809, is amended by deleting that section in its entirety.

SECTION 7. Tennessee Code Annotated, Section 8-36-817, is amended by deleting that section in its entirety.

SECTION 8. Tennessee Code Annotated, Section 8-36-819, is amended by deleting that section in its entirety.

SECTION 9. Tennessee Code Annotated, Section 8-36-820, is amended by deleting that section in its entirety.

SECTION 10. Tennessee Code Annotated, Section 8-36-822, is amended by deleting that section in its entirety.

SECTION 11. Sections 1–5 of this act shall take effect on July 1, 2005, the public welfare requiring it. The remaining provisions of this act shall take effect on January 1, 2006, the public welfare requiring it and shall only apply to members who retire on or after January 1, 2006.

**PASSED: May 5, 2005**

  
JOHN S. WILDER  
SPEAKER OF THE SENATE

  
JIMMY NAIFEH, SPEAKER  
HOUSE OF REPRESENTATIVES

**APPROVED this 23<sup>rd</sup> day of May 2005**

  
PHIL BREDESEN, GOVERNOR